IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 19TH JUNE 2007 / 29TH JYAISHTA 1929

WA.No. 1239 of 2007()

AGAINST THE JUDGEMENT IN WPC.10709/2006 Dated 01/01/2007
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APPELLANT: IST RESPONDENT

THE TRAVANCORE CEMENTS LTD., NATTAKOM,
KOTTAYAM 686 013, REPRESENTED BY ITS
MANAGING DIRECTOR.

BY ADV. SRI.B.S.KRISHNAN (SR.)
SRI.K.ANAND (A.201)
SMT.LATHA KRISHNAN

RESPONDENTS: PETITIONER & 2ND RESPONDENT
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1. DIVAKARAN NAIR, ASST.SPECIAL OFFICER,
TRAVANCORE CEMENTS LIMITED, KOTTAYAM - 13.

2. SHRI JOSEPH PHILIP, ADVOCATE,
ENQUIRY OFFICER, TRAVANCORE CEMENTS LTD,
NATTAKOM, KOTTAYAM.

BY ADV. SRI.K.RAMAKUMAR

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 19/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.Radhakrishnan
&
Antony Dominic, JJ.
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W.A.No.1239 of 2007
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Dated this the 19th day of June, 2007.

JUDGMENT

Radhakrishnan,J.

Writ Appeal is preferred by the first respondent. Learned single Judge found that no action was taken against the petitioner, since he had retired from service. Writ Petition was preferred by the first respondent herein seeking a writ of mandamus commanding respondents 1 and 2 to complete the enquiry proceedings against the petitioner before he reaches the age of superannuation on the 31st of May, 2006 and also for other consequential reliefs. He has already retired from service on 31st May, 2006. No rule has been brought to our notice enabling the appellant to retain a retired employee in service for the limited purpose of completing the enquiry proceedings.

We find no error in the judgment of the learned single Judge. Writ Appeal is dismissed.

K.S.Radhakrishnan,
Judge.

Antony Dominic,
Judge.

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